THE HON'BLE SMT JUSTICE T. MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C. BHANU

W.P.No.25055 of 2005

Date: 09.12.2005

Between:

Smt. Naram Alivelu.

…. Petitioner

and

The Station House Officer, T. Narasapuram Police Station & others.

….. Respondents.

THE HON'BLE SMT JUSTICE T. MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C. BHANU

W.P.No.25055 of 2005

ORDER: *(per the Hon'ble Smt. Justice T. Meena Kumari)*

This is a taken up case on the petition, dated 12.11.2005, sent by the petitioner to call for the records and remarks from the respondents in relation to (i) the arrest of the petitioner's husband viz. Naram Sri Ram Murthy on 09.06.1999 in Crime No.25 of 1999 by the police personnel of T. Narasapuram Police Station, West Godavari District; and (ii) escaping of the petitioner's husband from the police custody and registering a case for the same vide crime No.52 of 1999.

The Asst. Sub-Inspector of Police, T. Narasapuram Police Station filed the

counter-affidavit stating that on the complaint being given by one Kalneedi Venkatapati Naidu, a case in Crime No.25 of 1999 under Sections 147,148,307 and 302 read with 34 I.P.C. and Sections 25 and 27 of the Indian Arms Act was registered on the file of T. Narsapuram Police Station, on 23.04.1999. During the course of investigation, the husband of the petitioner, along with another person, was arrested by the Inspector of Police, Jangareddygudem on 09.06.1999 at 10.00 a.m and they were produced before the Judicial Magistrate of First Class, Chintalapudi, on the even date during late hours. On that, the learned Magistrate directed the escort party to produce them before the Court on the next day at 10.30 a.m. Therefore, the escort party kept them at Chintalapudi Police Station on that night. On the intervening night of 09/10.06.1999, at about 01.00 a.m. both the arrested accused requested the escort party to allow them to answer calls of nature and when they were allowed, both of them escaped from the custody. Based on the report given by the escort party, a case in Crime No.52 of 1999 under Section 224 read with 34 I.P.C on the file of Chintalapudi Police Station was registered on 10.06.1999. It is further submitted that the whereabouts of the husband of the petitioner were not traced out, despite the strenuous efforts being made by the police for the last 6 years.

Therefore, in view of the averments made in the counter, no further orders are necessary in this writ petition.

The writ petition is, therefore, closed.

(T. MEENA KUMARI.J)

(K.C. BHANU.J)

Date: 09.12.2005

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